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21                  Attorneys for Plaintiff Gor Gevorkyan

22                  **UNITED STATES DISTRICT COURT**  
23                  **NORTHERN DISTRICT OF CALIFORNIA**

24                  Gor Gevorkyan on behalf of himself and all  
25                  others similarly situated,

26                  Plaintiff,

27                  vs.

28                  Bitmain, Inc., Bitmain Technologies, Ltd.  
1                  and DOES 1 to 10,

2                  Defendants.

3                  **THE MARLBOROUGH LAW FIRM, P.C.**

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10                 Case Number: 3:18-cv-07004-JD

11                 **DECLARATION OF CHRISTOPHER  
12                 MARLBOROUGH IN SUPPORT OF  
13                 MEMORANDUM IN OPPOSITION TO  
14                 BITMAIN TECHNOLOGIES, LTD.'S  
15                 MOTION TO DISMISS**

16                 Date:           December 19, 2019  
17                 Time:           10:00 a.m.  
18                 Judge:          Hon. Judge James Donato

## **DECLARATION OF CHRISTOPHER MARLBOROUGH**

I, CHRISTOPHER MARLBOROUGH, declare as follows:

1. I am a citizen of New York, New York at all times relevant. I am acting counsel for the named Plaintiff, Gor Gevorkyan (“Plaintiff”). I make this declaration in support of Plaintiff’s Memorandum in Opposition to Bitmain Technologies, Ltd.’s (“Bitmain”) Motion to Dismiss. If called as a witness, I could and would testify competently to the following facts, all of which are within my own personal knowledge.

2. Attached hereto as **Exhibit 1** is a true and correct copy of a screenshot of Bitmain's "Contact Us" Webpage which can be found at <https://www.bitmain.com/contact>.

3. Attached hereto as **Exhibit 2** is a true and correct copy of a job posting from Bitmain Technology Limited for a Sales Specialists in San Jose found on Bitmain Sales' LinkedIn page.

4. Attached hereto as **Exhibit 3** is a true and correct copy of the relevant pages of Bitmain Technologies Holding Company's Application to the Hong Kong Stock Exchange.

5. Attached hereto as **Exhibit 4** is a true and correct copy of a screenshot of various Bitmain Support Pages which can be found at <https://service.bitmain.com/support/contact>.

6. Attached hereto as **Exhibit 5** is a true and correct copy of Bitmain's "Transparency Policy" for Shipping and Mining Practices which can be found at <https://blog.bitmain.com/en/transparency-policy-shipping-mining-practices/>.

7. Attached hereto as **Exhibit 6** is a true and correct copy of a screenshot of Bitmain's YouTube Channel "About" page, Bitmain's YouTube Channel "Videos" page, and screenshots from Bitmain's YouTube video entitled "A Look Inside Bitmain."

8. Attached hereto as **Exhibit 7** is a true and correct copy of Leo Peng's LinkedIn profile.

9. Attached hereto as **Exhibit 8** is a true and correct copy of a screenshot of Bitmain Support's YouTube Channel "Videos" page and various screenshots from Bitmain Support's YouTube video entitled "Antminer Repair Guide| Returning your Antminer to BITMAIN for Repair."

10. Attached hereto as **Exhibit 9** is a true and correct copy of relevant portions of Bitmain's "Repair Guide" which can be found at <https://service.bitmain.com/support/guide>.

11. Attached hereto as **Exhibit 10** is a true and correct copy of the event "Agenda" from Bitmain's California Crypto Mining Forum which can be found at  
<https://cdn.evbuc.com/eventlogos/304594630/cmfagenda.jpeg>.

12. Attached hereto as **Exhibit 11** is a true and correct copy of several Twitter Posts by Bitmain's official Antminer Twitter account relating to Bitmain's California Crypto Mining Forum held in Santa Clara, CA.

13. Attached hereto as **Exhibit 12** is a true and correct copy of Google Maps directions from Bitmain San Jose NCSA Sales Office located at 300 Park Ave #300, San Jose, CA 95110 to Shenzhen Bay Innovation Center and Google Maps directions from Bitmain San Jose NCSA Sales Office to the Phillip Burton Federal Building.

14. Attached hereto as **Exhibit 13** is a true and correct copy of Bitmain's blog post titled "Bitmain's 4<sup>th</sup> Crypto Mining Forum in California promotes enhanced resource management and pre-announces upcoming new miner."

15. Attached hereto as **Exhibit 14** is a true and correct copy of the complaint filed in *Bitmain Technologies, Ltd. v. John Doe*, E.D. Wash., Case No. 2:18-cv-01626-TSQ.

I declare under penalty of perjury under the laws of the United States and the States of California and New York, that the foregoing is true and correct and that this Declaration was executed on this 23<sup>rd</sup> day of October 2019, in New York, NY.

Christopher Marlborough  
CHRISTOPHER MARLBOROUGH